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8 Attorneys for Defendant  
GLIMMERGLASS NETWORKS, INC.

9 UNITED STATES DISTRICT COURT  
10 NORTHERN DISTRICT OF CALIFORNIA  
11

12 TERILOGY CO., LTD.,

13 Plaintiff,

14 v.

15 GLIMMERGLASS NETWORKS, INC.,

16 Defendant.  
17

Case No. 3:08-cv-03364 EMC

**DEFENDANT'S ADMINISTRATIVE  
MOTION TO FILE COMPLAINT  
EXHIBITS UNDER SEAL**

Judge: Hon. Edward M. Chen  
Complaint Filed: July 11, 2008  
Trial Date: None Set

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19 Pursuant to Civil L.R. 7-11 and 79-5, Defendant Glimmerglass Networks, Inc.  
20 ("Glimmerglass"), hereby moves the Court for an order sealing Exhibits A-E to Plaintiff Terilogy  
21 Co., Ltd.'s Complaint (Docket No. 1) filed on July 11, 2008. All of the Exhibits contain  
22 Glimmerglass' highly confidential and proprietary business information which, if publicly  
23 disclosed, could subject Glimmerglass to competitive and commercial harm. Counsel for  
24 Glimmerglass has conferred with Mark Petersen, counsel for Terilogy, regarding the need to file  
25 the Complaint Exhibits under seal and Mr. Petersen confirmed that Terilogy will not oppose this  
26 motion. *See* Declaration of Mary E. Milionis In Support of Defendant's Administrative Motion  
27 to File Complaint Exhibits Under Seal ¶ 7. The Exhibits at issue are:  
28

1. **Exhibit A:** Glimmerglass Networks, Inc. Series B1 Preferred Stock Purchase Agreement;
2. **Exhibit B:** Distributor Agreement Between Glimmerglass and Terilogy;
3. **Exhibit C:** Schedule of Exceptions to the Series B1 Preferred Stock Purchase Agreement;
4. **Exhibit D:** Glimmerglass Networks, Inc. Second Series B1 Preferred Stock Purchase Agreement; and,
5. **Exhibit E:** Schedule of Exceptions to the Second Series B1 Preferred Stock Purchase Agreement

Consequently, Glimmerglass respectfully requests that the Court order that Exhibits A-E of the Complaint be placed under seal, and that any copies of such exhibits inadvertently publicly filed be removed from the public record. To facilitate the filing of the Complaint's Exhibits under seal, Plaintiff should lodge with the court the entire Complaint conforming with Local Rule 79-5(c)(3) in addition to a redacted public version of the Complaint.

Dated: July 18, 2008

FENWICK & WEST LLP

By: /s/ Mary E. Milionis  
Mary E. Milionis

Attorneys for Defendant  
GLIMMERGLASS NETWORKS, INC.

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